

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:17-cv-01849-KBJ**

WILDEARTH GUARDIANS v. UNITED STATES BUREAU
OF LAND MANAGEMENT

Assigned to: Judge Ketanji Brown Jackson

Cause: 05:552 Freedom of Information Act

Date Filed: 09/08/2017

Jury Demand: None

Nature of Suit: 895 Freedom of

Information Act

Jurisdiction: U.S. Government Defendant

Plaintiff

WILDEARTH GUARDIANS

represented by **Laura H. King**
WESTERN ENVIRONMENTAL LAW
CENTER
103 Reeder's Alley
Helena, MT 59601
(406) 204-4852
Fax: (406) 443-6305
Email: king@westernlaw.org
PRO HAC VICE
ATTORNEY TO BE NOTICED

Shannon I. Laun
WESTERN ENVIRONMENTAL LAW
CENTER
1402 Third Avenue
Suite 1022
Seattle, WA 98101
(206) 487-7225
Email: laun@westernlaw.org
TERMINATED: 05/29/2018
PRO HAC VICE

John R. Mellgren
WESTERN ENVIRONMENTAL LAW
CENTER
1216 Lincoln Street
Eugene, OR 97401
(541) 359-0990
Email: mellgren@westernlaw.org
ATTORNEY TO BE NOTICED

V.

Defendant

**UNITED STATES BUREAU OF
LAND MANAGEMENT**

represented by **Matthew Evan Kahn**
U.S. ATTORNEY'S OFFICE FOR THE
DISTRICT OF COLUMBIA
555 Fourth Street, NW
Washington, DC 20530
(202) 252-6718
Email: matthew.kahn@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Claire M. Whitaker
U.S. ATTORNEY'S OFFICE FOR THE
DISTRICT OF COLUMBIA
555 Fourth Street, NW
Washington, DC 20530
(202) 252-2526

Fax: (202) 252-2505
 Email: claire.whitaker@usdoj.gov
 TERMINATED: 08/10/2018

Rhonda Lisa Campbell
 U.S. ATTORNEY'S OFFICE FOR THE
 DISTRICT OF COLUMBIA
 555 Fourth Street, NW
 Washington, DC 20530
 (202) 252-2559
 Fax: (202) 252-2599
 Email: rhonda.campbell@usdoj.gov
 TERMINATED: 09/04/2018

Date Filed	#	Docket Text
09/08/2017	<u>1</u>	COMPLAINT <i>for Declaratory and Injunctive Relief</i> against UNITED STATES BUREAU OF LAND MANAGEMENT (Filing fee \$ 400 receipt number 0090-5108487) filed by WILDEARTH GUARDIANS. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons U.S. Bureau of Land Management, # <u>3</u> Summons U.S. Attorney District of DC, # <u>4</u> Summons U.S. Attorney General)(Mellgren, John) (Entered: 09/08/2017)
09/08/2017	<u>2</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name- Shannon I. Laun, :Firm- Western Environmental Law Center, :Address- 1402 Third Avenue, Suite 1022, Seattle, Washington 98101. Phone No. - (206) 487-7225. Filing fee \$ 100, receipt number 0090-5108559. Fee Status: Fee Paid. by WILDEARTH GUARDIANS (Attachments: # <u>1</u> Declaration, # <u>2</u> Text of Proposed Order)(Mellgren, John) (Entered: 09/08/2017)
09/08/2017	<u>3</u>	LCvR 7.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by WILDEARTH GUARDIANS (Mellgren, John) (Entered: 09/08/2017)
09/11/2017		Case Assigned to Judge Ketanji Brown Jackson. (zsb) (Entered: 09/11/2017)
09/11/2017	<u>4</u>	SUMMONS (3) Issued Electronically as to UNITED STATES BUREAU OF LAND MANAGEMENT, U.S. Attorney and U.S. Attorney General (Attachment: # <u>1</u> Consent Form)(zsb) (Entered: 09/11/2017)
09/12/2017		MINUTE ORDER granting <u>2</u> Motion for Leave to Appear Pro Hac Vice. It is hereby ORDERED that Shannon I. Laun is admitted pro hac vice in this matter as counsel for Plaintiff. Signed by Judge Ketanji Brown Jackson on 09/12/2017. (lckbj1) (Entered: 09/12/2017)
09/25/2017	<u>5</u>	NOTICE of Appearance by Shannon I. Laun on behalf of WILDEARTH GUARDIANS (Laun, Shannon) (Entered: 09/25/2017)
09/25/2017	<u>6</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 9/25/2017. Answer due for ALL FEDERAL DEFENDANTS by 10/25/2017. (Attachments: # <u>1</u> Affidavit of Mailing, # <u>2</u> Exhibit - Certified Mail Receipts)(Mellgren, John) (Entered: 09/25/2017)
09/25/2017	<u>7</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 09/25/2017. (Attachments: # <u>1</u> Affidavit of Mailing, # <u>2</u> Exhibit - Certified Mail Receipts)(Mellgren, John) (Entered: 09/25/2017)
09/25/2017	<u>8</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. UNITED STATES BUREAU OF LAND MANAGEMENT served on 9/22/2017 (Attachments: # <u>1</u> Affidavit of Mailing, # <u>2</u> Exhibit - Certified Mail Receipts)(Mellgren, John) (Entered: 09/25/2017)
10/09/2017	<u>9</u>	GENERAL ORDER AND GUIDELINES FOR CIVIL CASES BEFORE JUDGE KETANJI BROWN JACKSON. The Court will hold the parties and counsel responsible for following these directives, and parties and counsel should pay particular attention to the Courts instructions for briefing motions and filing exhibits.

		Failure to adhere to this Order may, when appropriate, result the imposition of sanctions and/or sua sponte denial of non-conforming motions. Signed by Judge Ketanji Brown Jackson on 10/9/2017. (lckbj1) (Entered: 10/09/2017)
10/24/2017	<u>10</u>	NOTICE of Appearance by Claire M. Whitaker on behalf of UNITED STATES BUREAU OF LAND MANAGEMENT (Whitaker, Claire) (Entered: 10/24/2017)
10/24/2017	<u>11</u>	MOTION for Extension of Time to File Answer by UNITED STATES BUREAU OF LAND MANAGEMENT (Attachments: # <u>1</u> Text of Proposed Order)(Whitaker, Claire) (Entered: 10/24/2017)
10/26/2017		MINUTE ORDER granting, for good cause shown, <u>11</u> Unopposed Motion for Extension of Time to Answer, nunc pro tunc. It is hereby ORDERED that Defendant shall answer or otherwise respond to the complaint on or before 11/27/2017. Signed by Judge Ketanji Brown Jackson on 10/26/2017. (lckbj1) (Entered: 10/26/2017)
11/27/2017	<u>12</u>	ANSWER to Complaint by UNITED STATES BUREAU OF LAND MANAGEMENT.(Whitaker, Claire) (Entered: 11/27/2017)
11/30/2017		MINUTE ORDER. Before the Court in this FOIA case are a complaint and an answer. It is hereby ORDERED that the parties shall promptly confer and file a joint proposed schedule for briefing or disclosure, on or before 12/14/2017. Signed by Judge Ketanji Brown Jackson on 11/30/2017. (lckbj1) (Entered: 11/30/2017)
12/14/2017	<u>13</u>	Joint STATUS REPORT <i>and Proposed Schedule</i> by UNITED STATES BUREAU OF LAND MANAGEMENT. (Whitaker, Claire) (Entered: 12/14/2017)
12/21/2017		MINUTE ORDER. In light of the representations in the parties' <u>13</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further status report on or before 2/9/2018, which shall contain a proposed schedule for further proceedings if litigation is going to be necessary. Signed by Judge Ketanji Brown Jackson on 12/21/2017. (lckbj1) (Entered: 12/21/2017)
02/09/2018	<u>14</u>	Consent MOTION for Extension of Time to <i>file a Joint Status Report</i> by UNITED STATES BUREAU OF LAND MANAGEMENT (Attachments: # <u>1</u> Text of Proposed Order)(Whitaker, Claire) (Entered: 02/09/2018)
02/13/2018		MINUTE ORDER granting, for good cause shown, <u>14</u> Consent Motion for Extension of Time to File Joint Status Report, nunc pro tunc. It is hereby ORDERED that the parties' Joint Status Report is due on or before 2/15/2018. Signed by Judge Ketanji Brown Jackson on 02/13/2018. (lckbj1) (Entered: 02/13/2018)
02/15/2018	<u>15</u>	Joint STATUS REPORT by UNITED STATES BUREAU OF LAND MANAGEMENT. (Whitaker, Claire) (Entered: 02/15/2018)
02/21/2018		MINUTE ORDER. In light of the representations in the parties' <u>15</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further status report on or before 8/15/2018, which shall contain a proposed schedule for further proceedings if litigation is going to be necessary. Signed by Judge Ketanji Brown Jackson on 2/21/2018. (lckbj1) (Entered: 02/21/2018)
04/24/2018	<u>16</u>	NOTICE of Change of Address by John R. Mellgren (Mellgren, John) (Entered: 04/24/2018)
05/29/2018	<u>17</u>	NOTICE OF WITHDRAWAL OF APPEARANCE as to WILDEARTH GUARDIANS. Attorney Shannon I. Laun terminated. (Laun, Shannon) (Entered: 05/29/2018)
06/06/2018	<u>18</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name– Laura H. King, :Firm– Western Environmental Law Center, :Address– 103 Reeder's Alley, Helena, Montana 59601. Phone No. – 406–204–4852. Filing fee \$ 100, receipt number 0090–5520956. Fee Status: Fee Paid. by WILDEARTH GUARDIANS (Attachments: # <u>1</u> Declaration, # <u>2</u> Text of Proposed Order)(Mellgren, John) (Entered: 06/06/2018)
06/07/2018		MINUTE ORDER. Pending before the Court is Plaintiff's <u>18</u> motion for its counsel, Laura H. King, to appear pro hac vice in this matter. In her supporting declaration, Ms. King represents that she has been admitted pro hac vice in this Court four times in the past two years. Given this history, the Court will GRANT Ms. King permission to appear pro hac vice in the instant matter, but will also ORDER that she must seek

		admission to the Bar of this Court (rather than filing a sixth application for leave to appear pro hac vice) if she seeks to represent a client in any matter before this Court in the next two years. Signed by Judge Ketanji Brown Jackson on 06/07/2018. (lckbj1) (Entered: 06/07/2018)
06/07/2018	<u>19</u>	NOTICE of Appearance by Laura H. King on behalf of WILDEARTH GUARDIANS (King, Laura) (Entered: 06/07/2018)
08/10/2018	<u>20</u>	NOTICE OF SUBSTITUTION OF COUNSEL by Rhonda Lisa Campbell on behalf of UNITED STATES BUREAU OF LAND MANAGEMENT Substituting for attorney Claire M. Whitaker (Campbell, Rhonda) (Entered: 08/10/2018)
08/15/2018	<u>21</u>	Joint STATUS REPORT by WILDEARTH GUARDIANS. (King, Laura) (Entered: 08/15/2018)
08/17/2018		MINUTE ORDER. In light of the representations in the parties' <u>21</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further status report on or before 10/31/2018, which shall contain a proposed schedule for further proceedings if litigation is going to be necessary. Signed by Judge Ketanji Brown Jackson on 8/18/2018. (lckbj2) (Entered: 08/17/2018)
09/04/2018	<u>22</u>	NOTICE OF WITHDRAWAL OF APPEARANCE as to UNITED STATES BUREAU OF LAND MANAGEMENT. Attorney Rhonda Lisa Campbell terminated. (Campbell, Rhonda) (Entered: 09/04/2018)
09/13/2018	<u>23</u>	NOTICE OF SUBSTITUTION OF COUNSEL by Matthew Evan Kahn on behalf of UNITED STATES BUREAU OF LAND MANAGEMENT Substituting for attorney Rhonda Campbell (Kahn, Matthew) (Entered: 09/13/2018)
10/31/2018	<u>24</u>	Joint STATUS REPORT by UNITED STATES BUREAU OF LAND MANAGEMENT. (Kahn, Matthew) (Entered: 10/31/2018)
11/05/2018		MINUTE ORDER. In light of the representations in the parties' <u>24</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report on or before 1/31/2019, which shall include a proposed schedule for further proceedings if litigation is going to be necessary. Signed by Judge Ketanji Brown Jackson on 11/5/2018. (lckbj1) (Entered: 11/05/2018)
01/31/2019	<u>25</u>	Joint STATUS REPORT by UNITED STATES BUREAU OF LAND MANAGEMENT. (Kahn, Matthew) (Entered: 01/31/2019)
02/05/2019		MINUTE ORDER. In light of the representations in the parties' <u>25</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report on or before 3/9/2019, which shall include a proposed schedule for further proceedings if litigation is going to be necessary. Signed by Judge Ketanji Brown Jackson on 2/5/2019. (lckbj1) (Entered: 02/05/2019)
03/07/2019	<u>26</u>	Joint STATUS REPORT by UNITED STATES BUREAU OF LAND MANAGEMENT. (Kahn, Matthew) (Entered: 03/07/2019)
03/07/2019		MINUTE ORDER. In light of the representations in the parties' <u>26</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report on or before 3/21/2019, which shall include a proposed schedule for further proceedings if litigation is going to be necessary. Signed by Judge Ketanji Brown Jackson on 3/7/2019. (lckbj1) (Entered: 03/07/2019)
03/21/2019	<u>27</u>	Joint STATUS REPORT by WILDEARTH GUARDIANS. (King, Laura) (Entered: 03/21/2019)
03/28/2019		MINUTE ORDER. In light of the representations in the parties' <u>27</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report on or before 4/25/2019, which shall include a proposed schedule for further proceedings if litigation is going to be necessary. Signed by Judge Ketanji Brown Jackson on 3/28/2019. (lckbj1) (Entered: 03/28/2019)
04/24/2019	<u>28</u>	Joint STATUS REPORT by WILDEARTH GUARDIANS. (King, Laura) (Entered: 04/24/2019)

04/26/2019		MINUTE ORDER. In light of the representations in the parties' <u>28</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report on or before 5/24/2019, which shall include a proposed schedule for further proceedings if litigation is going to be necessary. Signed by Judge Ketanji Brown Jackson on 4/26/2019. (lckbj1) (Entered: 04/26/2019)
05/24/2019	<u>29</u>	Joint STATUS REPORT by UNITED STATES BUREAU OF LAND MANAGEMENT. (Kahn, Matthew) (Entered: 05/24/2019)
05/29/2019		MINUTE ORDER. In light of the representations in the parties' <u>29</u> Joint Status Report, it is hereby ORDERED that, on or before 6/7/2019, the parties shall file a further joint status report, which shall include a proposed schedule for further proceedings if litigation is going to be necessary. Signed by Judge Ketanji Brown Jackson on 5/29/2019. (lckbj1) (Entered: 05/29/2019)